

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

RALPH BARBA, JR.
Plaintiff

vs.

U.S. FOODSERVICE, Inc.
Defendant

Defendant

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**Civil Action No. 2:11CV-0254-DF_
JURY**

ORDER ON AGREED STIPULATION TO DISMISS LAWSUIT

The Court, having considered the Agreed Stipulation to Dismiss Lawsuit, finds that the parties' request should be granted.

It is therefore ORDERED that all of Plaintiff's claims against Defendant be dismissed with prejudice to refiling of same.

IT IS FURTHER ORDERED that all costs are taxed against the party incurring same.

SIGNED this 3rd day of February, 2012.



DAVID FOLSOM
UNITED STATES DISTRICT JUDGE